

FILED
U.S. DISTRICT COURT
DISTRICT OF NEBRASKA

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8:06CV622 8:06CV623
8:06CV627

DOCKET NO. 1657

JUDICIAL PANEL ON
MULTIDISTRICT LITIGATION

OCT 23 2006

FILED
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8:06CV628
8:06CV629

BEFORE THE JUDICIAL PANEL ON MULTIDISTRICT LITIGATION

**IN RE VIOXX MARKETING, SALES PRACTICES AND PRODUCTS LIABILITY
LITIGATION**

(SEE ATTACHED SCHEDULE)

CONDITIONAL TRANSFER ORDER (CTO-69)

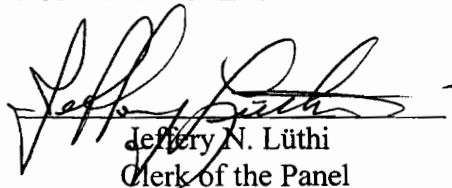
On February 16, 2005, the Panel transferred 138 civil actions to the United States District Court for the Eastern District of Louisiana for coordinated or consolidated pretrial proceedings pursuant to 28 U.S.C. § 1407. *See* 360 F.Supp.2d 1352 (J.P.M.L. 2005). Since that time, 4,677 additional actions have been transferred to the Eastern District of Louisiana. With the consent of that court, all such actions have been assigned to the Honorable Eldon E. Fallon.

It appears that the actions on this conditional transfer order involve questions of fact that are common to the actions previously transferred to the Eastern District of Louisiana and assigned to Judge Fallon.

Pursuant to Rule 7.4 of the Rules of Procedure of the Judicial Panel on Multidistrict Litigation, 199 F.R.D. 425, 435-36 (2001), these actions are transferred under 28 U.S.C. § 1407 to the Eastern District of Louisiana for the reasons stated in the order of February 16, 2005, and, with the consent of that court, assigned to the Honorable Eldon E. Fallon.

This order does not become effective until it is filed in the Office of the Clerk of the United States District Court for the Eastern District of Louisiana. The transmittal of this order to said Clerk shall be stayed 15 days from the entry thereof. If any party files a notice of opposition with the Clerk of the Panel within this 15-day period, the stay will be continued until further order of the Panel.

FOR THE PANEL:


Jeffery N. Lüthi
Clerk of the Panel

Inasmuch as no objection is
pending at this time, the
stay is lifted.

NOV - 8 2006

CLERK'S OFFICE
JUDICIAL PANEL ON
MULTIDISTRICT LITIGATION

SCHEDULE CTO-69 - TAG-ALONG ACTIONS
DOCKET NO. 1657
IN RE VIOXX MARKETING, SALES PRACTICES AND PRODUCTS LIABILITY
LITIGATION

<u>DIST. DIV. C.A. #</u>	<u>CASE CAPTION</u>
ALABAMA MIDDLE	
ALM 1 06-849	Donna Harrell, et al. v. Merck & Co., Inc., et al. Vacated 10/30/06
ALM 1 06-876	Connie Singletary v. Merck & Co., Inc.
ALM 2 06-865	Lille B. Vickers v. Merck & Co., Inc.
ALABAMA NORTHERN	
ALN 2 06-1878	Patricia Blodgett, et al. v. Merck & Co., Inc.
ALN 2 06-1934	Larry W. Hill, Sr., et al. v. Merck & Co., Inc.
ALN 2 06-1935	Juanita M. Rutherford v. Merck & Co., Inc.
ALN 2 06-1937	Joan C. Addy v. Merck & Co., Inc.
ALN 2 06-1938	Paul G. Batz, et al. v. Merck & Co., Inc.
ALN 2 06-1942	Marlin King v. Merck & Co., Inc.
ALN 2 06-1953	Rose Ellen Stewart v. Merck & Co., Inc.
ALN 2 06-1954	Billy G. Smith, Jr. v. Merck & Co., Inc.
ALN 2 06-1966	Robert Brady, et al. v. Merck & Co., Inc.
ALN 3 06-1940	Donald G. Sharp, et al. v. Merck & Co., Inc.
ALABAMA SOUTHERN	
ALS 1 06-593	Roy E. Faircloth, Sr. v. Merck & Co., Inc.
ALS 1 06-594	Joy Donald v. Merck & Co., Inc.
ARKANSAS EASTERN	
ARE 4 06-1319	Dorothy White v. Merck & Co., Inc.
CALIFORNIA CENTRAL	
CAC 2 06-6143	Gouthami Mandava v. Merck & Co., Inc.
CAC 2 06-6198	Carmen Hill v. Merck & Co., Inc.
CALIFORNIA EASTERN	
CAE 2 06-2079	Freeman Herring v. Merck & Co., Inc., et al. Opposed 11/8/06
CAE 2 06-2093	James E. Chase, et al. v. Merck & Co., Inc.
CAE 2 06-2102	Stanley Timone v. Merck & Co., Inc.
CAE 2 06-2103	Mabel Williamson, et al. v. Merck & Co., Inc.
CALIFORNIA NORTHERN	
CAN 3 06-5760	Douglas J. Trammell, et al. v. Merck & Co., Inc.
DISTRICT OF COLUMBIA	
DC 1 06-1659	Charles E. Godfrey, et al. v. Merck & Co., Inc.
FLORIDA MIDDLE	
FLM 5 06-337	Richard Wolf v. Merck & Co., Inc.
FLM 5 06-355	Chris Richardson v. Merck & Co., Inc., et al.
FLM 8 06-1785	Jean Little, et al. v. Merck & Co., Inc.
GEORGIA MIDDLE	
GAM 4 06-112	Peggy Brooks v. Merck & Co., Inc.
GAM 5 06-343	Tommie Felton v. Merck & Co., Inc.

DIST. DIV. C.A. #

CASE CAPTION

GEORGIA NORTHERN

GAN	1	06-2223	William Robert Holley v. Merck & Co., Inc.
GAN	1	06-2224	Willie Lee Sherod, etc. v. Merck & Co., Inc.
GAN	1	06-2225	Patrick Corcoran v. Merck & Co., Inc.
GAN	1	06-2321	Virginia R. Burr, et al. v. Merck & Co., Inc.
GAN	3	06-92	Wanda Beth Campbell v. Merck & Co., Inc.

HAWAII

HI	1	06-504	Carlos Keen, et al. v. Merck & Co., Inc.
HI	1	06-505	Anthony Maldonado, et al. v. Merck & Co., Inc.
HI	1	06-506	Joseph D. Barona v. Merck & Co., Inc.
HI	1	06-507	Adriadna Mitchell v. Merck & Co., Inc.
HI	1	06-508	Mark Johnasen, et al. v. Merck & Co., Inc.
HI	1	06-509	Robert Okawa, et al. v. Merck & Co., Inc.
HI	1	06-521	Pedro U. Magno, Sr., et al. v. Merck & Co., Inc.

IDAHO

ID	2	06-389	Vicky Tibbetts v. Merck & Co., Inc.
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ILLINOIS NORTHERN

ILN	1	06-5050	Maya Yarovsky v. Merck & Co., Inc.
ILN	1	06-5134	Diana Stockwell, etc. v. Merck & Co., Inc.
ILN	1	06-5234	Richard Volkman v. Merck & Co., Inc.
ILN	1	06-5300	Genwefa Wrobel v. Surender Lal, M.D., et al.
ILN	1	06-5301	Nello Vittorini v. William Monaco, M.D., et al.
ILN	1	06-5302	Mark Fiebig v. Merck & Co., Inc.
ILN	1	06-5304	Sandra Catuara, et al. v. Merck & Co., Inc.

ILLINOIS SOUTHERN

ILS	3	06-737	Charles F. Stalnaker, et al. v. Merck & Co., Inc.
ILS	3	06-745	Richard Klene, etc. Merck & Co., Inc., et al.

INDIANA NORTHERN

INN	3	06-579	Deeb Azar, et al. v. Merck & Co., Inc.
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KANSAS

KS	2	06-2420	Adam Susz, etc. v. Merck & Co., Inc.
KS	5	06-4109	John Beers v. Merck & Co., Inc.

MASSACHUSETTS

MA	1	06-11667	Eldridge Bernard, et al. v. Merck & Co., Inc.
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MINNESOTA

MN	0	06-3794	Nancy Ernst v. Merck & Co., Inc.
MN	0	06-3809	Kathlin Johnson, et al. v. Merck & Co., Inc.
MN	0	06-3842	Ernestene Burkett v. Merck & Co., Inc.
MN	0	06-3843	William C. Malloy v. Merck & Co., Inc.
MN	0	06-3854	Shirley McPherson v. Merck & Co., Inc.
MN	0	06-3874	Alan Foote v. Merck & Co., Inc.
MN	0	06-3875	David Lindsay, Sr., et al. v. Merck & Co., Inc.
MN	0	06-3902	Marnie Andolina, et al. v. Merck & Co., Inc., et al.
MN	0	06-3903	Joanne A. Carrigan, et al. v. Merck & Co., Inc., et al.
MN	0	06-3904	Charles Cox, et al. v. Merck & Co., Inc., et al.
MN	0	06-3905	Samuel G. Barone, et al. v. Merck & Co., Inc., et al.
MN	0	06-3909	Mary D'Angelo, et al. v. Merck & Co., Inc., et al.

MISSOURI EASTERN

MOE	4	06-1347	Shoena Clayton, et al. v. Merck & Co., Inc.
MOE	4	06-1372	Forrest Lincoln, et al. v. Merck & Co., Inc., et al. Opposed 11/8/06

DIST. DIV. C.A. #

CASE CAPTION

MISSOURI WESTERN

MOW 4 06-818

Jo Levitt v. Merck & Co., Inc.

MISSISSIPPI NORTHERN

MSN 1 06-265	Michael A. Collier v. Merck & Co., Inc., et al. Opposed 11/8/06
MSN 2 06-157	Charlotte Lafayette, etc. v. Merck & Co., Inc.
MSN 4 06-155	Emma Lee Bass v. Merck & Co., Inc.
MSN 4 06-156	Mary S. Grant v. Merck & Co., Inc.
MSN 4 06-157	Estate of Cynthia Houston v. Merck & Co., Inc.
MSN 4 06-158	Estate of Lillie M. King v. Merck & Co., Inc.
MSN 4 06-159	Estate of Hattie Spain v. Merck & Co., Inc.
MSN 4 06-160	Reases Pittman v. Merck & Co., Inc.
MSN 4 06-161	Estate of Mary Frances Sheedy v. Merck & Co., Inc.
MSN 4 06-162	Bessie McIntosh v. Merck & Co., Inc.

MISSISSIPPI SOUTHERN

MSS 3 06-528	Jessie T. Mathes, Jr., et al. v. Merck & Co., Inc.
MSS 3 06-529	Arthur Camphor, et al. v. Merck & Co., Inc.
MSS 3 06-530	Frank L. Smith, et al. v. Merck & Co., Inc.

NEBRASKA

NE 4 06-3219	Billy B. Kehlbeck, et al. v. Merck & Co., Inc.
NE 8 06-611	Patrick J. John v. Merck & Co., Inc.
NE 8 06-612	Samual J. Johnson v. Merck & Co., Inc.
NE 8 06-613	Alfred J. Kortum v. Merck & Co., Inc.
NE 8 06-614	Stephen Krupa v. Merck & Co., Inc.
NE 8 06-615	Patrick Vaughn v. Merck & Co., Inc.
NE 8 06-616	Violet D. Hileman v. Merck & Co., Inc.
NE 8 06-617	Don Sutton, etc. v. Merck & Co., Inc.
NE 8 06-618	Ronald Evelyn v. Merck & Co., Inc.
NE 8 06-619	Virgil Freeman v. Merck & Co., Inc.
NE 8 06-620	David Schneider v. Merck & Co., Inc.
NE 8 06-621	Edward Bass v. Merck & Co., Inc.
NE 8 06-622	Ethel A. Barmes v. Merck & Co., Inc.
NE 8 06-623	Joseph John Toczek v. Merck & Co., Inc.
NE 8 06-627	Hazel Sutton, etc. v. Merck & Co., Inc.
NE 8 06-628	Robin J. Martinez v. Merck & Co., Inc.
NE 8 06-629	Thomas B. Mullen v. Merck & Co., Inc.

NEW JERSEY

NJ 3 06-4415	Steve Heusted, et al. v. Merck & Co., Inc.
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NEVADA

NV 2 06-1215	Albin Knudson v. Merck & Co., Inc.
NV 2 06-1216	Julia C. Mortell, et al. v. Merck & Co., Inc.
NV 2 06-1217	Arthur L. Sher v. Merck & Co., Inc.
NV 3 06-495	Lee Johnson, et al. v. Merck & Co., Inc.

OHIO NORTHERN

OHN 1 06-2193	Vincent S. Zingale, Sr. v. Merck & Co., Inc.
OHN 1 06-2236	Ruby Cowan, et al. v. Merck & Co., Inc.
OHN 1 06-2237	Ben Bisaroe v. Merck & Co., Inc.
OHN 1 06-2238	Louis Horvath, et al. v. Merck & Co., Inc.
OHN 1 06-2239	Robert Neal v. Merck & Co., Inc.
OHN 1 06-2241	James Slumber, et al. v. Merck & Co., Inc.
OHN 3 06-2180	Leitha J. Loppe v. Merck & Co., Inc.
OHN 3 06-2221	Walter Scoble, et al. v. Merck & Co., Inc.
OHN 3 06-2235	Welston Nickelson, etc. v. Merck & Co., Inc.
OHN 4 06-2240	Linda Thornton v. Merck & Co., Inc.

<u>DIST. DIV. C.A. #</u>	<u>CASE CAPTION</u>
OHIO SOUTHERN	
OHS 2 06-774	Marie Moore v. Merck & Co., Inc.
OKLAHOMA EASTERN	
OKE 6 06-374	Homer Jones v. Merck/Vioxx Corp.
OKE 6 06-386	Howard Hess, etc. v. Merck & Co., Inc.
OKLAHOMA NORTHERN	
OKN 4 06-490	Charles Tuttle v. Merck & Co., Inc.
OKLAHOMA WESTERN	
OKW 5 06-1004	Deeann Marie Taylor, etc. v. Merck & Co., Inc.
PENNSYLVANIA EASTERN	
PAE 2 06-3872	Lucille Paul, et al. v. Merck & Co., Inc., et al.
PAE 2 06-4137	Barbara E. Wolfe, etc. v. Merck & Co., Inc.
PAE 2 06-4138	John C. Slembariski, et al. v. Merck & Co., Inc.
PAE 2 06-4139	Deborah Heisey-Dewolf, et al. v. Merck & Co., Inc.
PAE 2 06-4140	Edwin C. Hench, et al. v. Merck & Co., Inc.
PAE 2 06-4141	Kathy Gibson, etc. v. Merck & Co., Inc.
PAE 2 06-4142	Nancy Scott, et al. v. Merck & Co., Inc.
PAE 2 06-4143	Marilyn J. Osiecki, et al. v. Merck & Co., Inc.
PAE 2 06-4144	Pedro Gonzales, Jr., et al. v. Merck & Co., Inc.
PENNSYLVANIA WESTERN	
PAW 2 06-1197	Richard Craska v. Merck & Co., Inc.
PAW 2 06-1246	Rebecca Catherine Kovach, et al. v. Merck & Co., Inc.
SOUTH DAKOTA	
SD 5 06-5073	Ronald Luers Soelzer v. Merck & Co., Inc.
TEXAS EASTERN	
TXE 2 06-377	Shirley Crager, et al. v. Merck & Co., Inc.
TXE 2 06-378	E.L. Brady, Sr. et al. v. Merck & Co., Inc.
TXE 2 06-379	Joyce Arnold, et al. v. Merck & Co., Inc.
TXE 2 06-380	Glenda Grimes, et al. v. Merck & Co., Inc.
TEXAS NORTHERN	
TXN 2 06-246	Sheila Dorman v. Merck & Co., Inc.
TXN 3 06-1703	Nicklett Knight v. Merck & Co., Inc.
TEXAS SOUTHERN	
TXS 2 06-404	Delia Cantu, et al. v. Merck & Co., Inc., et al. Opposed 11/1/06
TXS 7 06-253	Noemi Guzman Mata v. Merck & Co., Inc., et al. Opposed 11/1/06
TXS 7 06-255	Maria Dolores Herrera, et al. v. Merck & Co., Inc., et al. Opposed 11/1/06
TEXAS WESTERN	
TXW 5 06-785	Richard Rodriguez, et al. v. Merck & Co., Inc., et al. Opposed 11/1/06
UTAH	
UT 2 06-761	Francis Luton, et al. v. Merck & Co., Inc.
VIRGINIA EASTERN	
VAE 1 06-1036	Jane Fitzgerald, etc. v. Merck & Co., Inc.

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DOCKET NO. 1657
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U.S. Magistrate Judge
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Hon. Donetta W. Ambrose
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14614 James A. Byrne
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~~Hon. Garland E. Burrell, Jr.~~
~~U.S. District Judge~~
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Hon. Paul W. Greene
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319 Hugo L. Black U.S. Courthouse
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~~U.S. District Judge~~
~~16N Thomas F. Eagleton~~
~~U.S. Courthouse~~
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~~St. Louis, MO 63102-1116~~

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~~Chief Judge, U.S. District Court~~
~~308 U.S. Courthouse~~
~~1133 North Shoreline Boulevard~~
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INVOLVED CLERKS LIST (CTO-69)
DOCKET NO. 1657
IN RE VIOXX MARKETING, SALES PRACTICES AND PRODUCTS LIABILITY
LITIGATION

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140 Hugo L. Black U.S. Courthouse
1729 5th Avenue North
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William T. Walsh, Clerk
2020 Clarkson S. Fisher Fed. Bldg. & U.S. Courthouse
402 East State Street
Trenton, NJ 08608